

Court of Appeals, State of Michigan

ORDER

People of MI v Jerel Dion Smith

Docket No. 291448

LC No. 08-000449-01-FC

Kurtis T. Wilder
Presiding Judge

Brian K. Zahra

Cynthia Diane Stephens
Judges

The Court orders that the motion to remand pursuant to MCR 7.211(C)(1) is DENIED for failure to persuade the Court of the need to remand at this time.

The Court further orders that the motion for peremptory reversal pursuant to MCR 7.211(C)(4) is DENIED for failure to persuade the Court that defendant-appellant's sentence should be peremptorily reversed at this time. In lieu of granting the motion for peremptory reversal, the Court orders the appeal EXPEDITED. The clerk is directed to place this matter on the first available case call.

Stephens, J., would grant peremptory reversal.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

AUG 26 2009

Date

Sandra Schultz Mengel
Chief Clerk